

# PROPOSED REMARKS

09/763,578

## REMARKS

Claims 1-15 have been rejected as indefinite and claims 1-15 have been rejected as anticipated by Shi. Reconsideration is respectfully requested in view of the attached amended claims and following considerations.

Independent claims 1 and 5 have been amended by deleting the previous amendments which brought forth the indefiniteness rejection. Thus, claims 1 and 5 are no longer believed indefinite.

Independent claims 1 and 5 have also been amended by adding the agitation of the enclosure limitations from dependent claims 4 and 7. Furthermore, claims 4 and 7 have been amended by particularizing the string or rod as the agitating or suspending and agitating means.

The Shi patent makes no disclosure of any means to agitate or suspend and agitate the enclosure. The enclosure holding the beads in Shi is in a closely fitting container. There is also no suggestion in Shi of any rod or string to agitate or suspend and agitate the enclosure. Since claims 4 and 7 were present in the original application and therefore already considered by the examiner, no new issues have been raised by these amendments.

Claims 1 – 15 are therefore now believed allowable.